

REMARKS

After entry of the foregoing amendment, claims 1-6 and 8 are pending in the application.

Claim 9 is canceled to simplify the issues on appeal. Applicants reserve the right to pursue the canceled claim in one or more other cases.

Date: November 4, 2008

**CUSTOMER NUMBER 23735**

Phone: 503-469-4800  
FAX 503-469-4777

Respectfully submitted,

DIGIMARC CORPORATION

By /William Y. Conwell/  
William Y. Conwell  
Registration No. 31,943